



United States Department of the Interior

FISH AND WILDLIFE SERVICE



5275 Leesburg Pike, MS: IRTM
Falls Church, VA 22041

IN REPLY REFER TO:
FWS-2018-00593

January 28, 2019

Jesse Coleman
Muckrock News
411A Highland Ave.
Somerville, MA 02144
Email: 51864-98118973@requests.muckrock.com

Dear Mr. Coleman,

This is a final response to your Freedom of Information Act (FOIA) request dated March 27, 2018 and assigned tracking number FWS-2018-00593. Please cite this number in any future communications with our office regarding your request.

You requested the following:

“...Meetings and communications, including emails and attachments, between Stephen Guertin and Greg Sheehan regarding the TX Hornshell mussel. Please limit this request to the dates June 1, 2017 to August 12, 2017.

All communications, including email and attachments, between Stephen Guertin and Vincent DeVito...”

After a thorough search of our files, it has been determined that the FWS has no records responsive to your request. Carrie Hyde-Michaels, FWS FOIA Officer, is responsible for this denial.

You may seek dispute resolution services from our FOIA Public Liaison, Carrie Hyde-Michaels by phone at 703-358-2291; by email at carrie_hyde-michaels@fws.gov; or by mail at U.S. Fish and Wildlife Service; Attention: Carrie Hyde-Michaels, FOIA Public Liaison; 5275 Leesburg Pike, Falls Church, VA 22041.

You may also seek dispute resolution services from the Office of Government Information Services (OGIS). The 2007 FOIA amendments created the OGIS to offer mediation services to resolve disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation. Using OGIS services does not affect your right to pursue litigation. You may contact OGIS in any of the following ways:

Office of Government Information Services
National Archives and Records Administration
8601 Adelphi Road - OGIS
College Park, MD 20740-6001

E-mail: ogis@nara.gov
Web: <https://ogis.archives.gov>
Telephone: 202-741-5770
Fax: 202-741-5769
Toll-free: 1-877-684-6448

Please note that using OGIS services does not affect the timing of filing an appeal with the Department's FOIA & Privacy Act Appeals Officer.

You may also appeal this response to the Department's FOIA/Privacy Act Appeals Officer. If you choose to appeal, the FOIA/Privacy Act Appeals Officer must receive your FOIA appeal no later than 90 workdays from the date of this letter. Appeals arriving or delivered after 5 p.m. Eastern Time, Monday through Friday, will be deemed received on the next workday.

Your appeal must be made in writing. You may submit your appeal and accompanying materials to the FOIA/Privacy Act Appeals Officer by mail, courier service, fax, or email. All communications concerning your appeal should be clearly marked with the words: "FREEDOM OF INFORMATION APPEAL." You must include an explanation of why you believe the FWS' response is in error. You must also include with your appeal copies of all correspondence between you and FWS concerning your FOIA request, including your original FOIA request and FWS' response. Failure to include with your appeal all correspondence between you and FWS will result in the Department's rejection of your appeal, unless the FOIA/Privacy Act Appeals Officer determines (in the FOIA/Privacy Act Appeals Officer's sole discretion) that good cause exists to accept the defective appeal.

Please include your name and daytime telephone number (or the name and telephone number of an appropriate contact), email address and fax number (if available) in case the FOIA/Privacy Act Appeals Officer needs additional information or clarification of your appeal.

DOI FOIA/Privacy Act Appeals Office Contact Information

Department of the Interior
Office of the Solicitor
1849 C Street, N.W.
MS-6556 MIB
Washington, DC 20240

Attn: FOIA/Privacy Act Appeals Office

Telephone: (202) 208-5339
Fax: (202) 208-6677
Email: FOIA.Appeals@sol.doi.gov

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of FOIA. See [5 U.S.C. 552\(c\)](#). This response is limited to those records that are subject to the requirements of FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.

This letter completes our response to your request. If you have any questions, you may contact me by phone at (703) 358-2291; by email at carrie_hyde-michaels@fws.gov; or by mail at U.S. Fish and Wildlife Service; Attention: Carrie Hyde-Michaels, FOIA Public Liaison; 5275 Leesburg Pike, Falls Church, VA 22041.

Sincerely,

Carrie Hyde-Michaels
FWS FOIA Officer